

REMARKS

The applicant respectfully requests reconsideration in view of the following remarks.

Claims 1, 3, 5, 12-16, 19-21 and 25-26 are rejected under 35 U.S.C. 102(b) as being anticipated by Tomio (JP 2004-220931) (JP '931). It is pointed out that this rejection cannot be under 102 (b) because JP '931 was not published over one year before the filing of this application. This application was filed as a PCT application on November 24, 2004. JP '931 published August 5, 2004. Claims 4, 6-9, 17, 22 and 27-28 are rejected under 35 U.S.C. 103(a) as being unpatentable over JP '931. Claims 1, 3, 4, 5-9, 12-22 and 25-27 are rejected under 35 U.S.C. 103(a) as being unpatentable over Tominaga (US 2003/0168970) in view of JP '931. The applicant respectfully traverses these rejections.

All the rejections are based on JP '931. The applicant has previously filed a certified English translation of their priority document on September 23, 2009. The applicant requests that the Examiner review the certified translation of their priority document. The applicant believes that they are entitled to a filed date of December 5, 2003 which would antedate JP '931. Since all the rejections are based on JP '931 all these rejections should be withdrawn.

The applicant did a family search in espacenet and did not find any family equivalents.

Below is a copy of the family search;

Family list
1 application(s) for: **JP2004220931 (A)**

ORGANIC ELECTROLUMINESCENT DEVICE		in my patents list
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EC:		IPC: C07D403/10; C07D403/12; C07D413/10; (+16)
Publication info:	JP2004220931 (A) - 2004-08-05	Priority Date: 2003-01-15
Publication info:	JP4325197 (B2) - 2009-09-02	

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Again, for the above reasons, these rejections should be withdrawn.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 03-2775, under Order No. 14113-00013-US from which the undersigned is authorized to draw.

Dated: February 19, 2011

Respectfully submitted,

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